

Message

From: Fugh, Justina [Fugh.Justina@epa.gov]
Sent: 1/10/2021 9:42:43 PM
To: Schaaf, Eric [Schaaf.Eric@epa.gov]; Mugdan, Walter [Mugdan.Walter@epa.gov]; Gonzalez, EduardoJ [Gonzalez.EduardoJ@epa.gov]
Subject: Lopez, McKeown, Kopec -- offboarding update
Attachments: DE pfpNew York, NY, USA -Vice President (1).pdf; Reminder about your ethics obligations; RE: Reminder about your ethics obligations: financial disclosure and more!; Negotiation Notification Form for digital signature.pdf; OGE Oct 2020 Legal advisory - PGE Guidance Trump Ethics Pledge.pdf; TRUMP PLEDGE RESTRICTIONS.docx

Hi there,

I can't identify the actual employer in the attached form so I can't provide any possible advice about possible conflicts for Pete. That said, he certainly has been getting seeking/post employment counseling, but I haven't heard anything at all from wither Paula McKeown or Slawomir Kopec. Attached is the information sent to them (McKeown is AD, Kopec is Sched C), and I've included a quick chart below. My concern is that, to the best of our knowledge, neither Kopec nor McKeown has contacted OGC/ethics for offboarding discussions. Have you been talking to them?

Name	Type of Appointment	Financial Disclosure	Must file Negotiation Form?	Subject to post-APA lobbying restrictions?	Has had offboarding discussion?
Kopec, Slawomir	Schedule C	Public – filed, with OGC	yes	yes	?
Lopez, Peter	Non career SES	Public – filed, with OGC	yes	Yes	Yes, ongoing
McKeown, Paula	Administratively Determined	Confidential; no obligation	no	no	?

Thanks for any update,
Justina

Justina Fugh | Director, Ethics Office | Office of General Counsel | US EPA | Mail Code 2311A | Room 4308 North, William Jefferson Clinton Federal Building | Washington, DC 20460 (for ground deliveries, use 20004 for the zip code) | phone 202-564-1786 | fax 202-564-1772

From: Pete Lopez Personal Email [Pete Lopez], Ex. 6
Sent: Saturday, January 09, 2021 12:10 PM
To: Mugdan, Walter <Mugdan.Walter@epa.gov>; Fugh, Justina <Fugh.Justina@epa.gov>; Schaaf, Eric <Schaaf.Eric@epa.gov>; Gonzalez, EduardoJ <Gonzalez.EduardoJ@epa.gov>
Subject: Re: PDL - Request for Feedback on Post EPA Job Search Efforts

Hi Folks!

Two more applications.

Best wishes!

Sincerely,
Pete

On Mon, Jan 4, 2021 at 7:20 AM Pete Lopez: Personal Email [Pete Lopez], Ex. 6 wrote:

Happy New Year!

Here are a couple more job applications.

Thanks again for your guidance!

Sincerely,
Pete

On Sat, Jan 2, 2021 at 1:28 PM Pete Lopez: Personal Email [Pete Lopez], Ex. 6 wrote:

Hi My Friends.

Thank you for your continued guidance and support.

Here are two more positions I applied for over the weekend.

Sincerely,
Pete

On Thu, Dec 31, 2020 at 11:08 AM Mugdan, Walter <Mugdan.Walter@epa.gov> wrote:

Hi Pete,

As mentioned during our phone conversation yesterday, Eric Schaaf, Eduardo Gonzalez and I have prepared a memo (see attached) in response to your December 28 email. Our memo provides some further guidance about restrictions or obligations during two distinct periods of time:

1. the next three weeks, during which you must recuse yourself from particular matters that affect a prospective employer as a specific party; and
2. the subsequent period, after you've left EPA and accepted other employment.

In addition, we are in the process of finalizing a list of matters on which we have engaged with Puerto Rico in the past several years, annotated to identify those few that we think might constitute "particular matters" that might have a "direct and substantial effect" upon PR as a prospective employer. (Fortunately there are relatively few of these – many of the matters on which we've been dealing with PR are of "general applicability.") We expect to be able to share that list with you early next week.

Please let us know if you have additional questions or would like to discuss any of these issues further.

Walter

Walter Mugdan

Deputy Regional Administrator and Deputy Agency Ethics Official

U.S. EPA Region 2

212-637-4390 (office)

646-369-0058 (mobile)

From: Pete Lopez [Personal Email [Pete Lopez], Ex. 6]

Sent: Monday, December 28, 2020 5:01 PM

To: Fugh, Justina <Fugh.Justina@epa.gov>; Schaaf, Eric <Schaaf.Eric@epa.gov>; Gonzalez, EduardoJ <Gonzalez.EduardoJ@epa.gov>; Mugdan, Walter <Mugdan.Walter@epa.gov>

Subject: PDL - Request for Feedback on Post EPA Job Search Efforts

Hi Folks.

As per our recent conversations, I am respectfully sharing potential employment opportunities (where I have submitted applications) for your review and feedback. With your help, I am working to ensure ethics compliance, while also understanding how I may be able to present myself to each prospective employer (i.e.potential employment restrictions).

I have attached job descriptions for three of the four outreach efforts I have made to date. In the fourth case, I submitted a letter of interest to the [Ex. 6 Personal Privacy (PP)]. In the transmittal email, I followed guidance from Justina to make it clear I could not discuss any potential employment with the incoming PR administration until after I end my employment with EPA on January 20, 2021.

Lastly, I am actively preparing applications on usajobs.gov. Given these are federal government jobs, I was unsure whether you would wish to review these applications. Please let me know how to proceed here as well.

Thanks for your constructive guidance.

Wishing you all the best.

Sincerely,

Pete

Ex. 6 Personal Privacy (PP)